

FORM PTO-1449 <div style="display: flex; align-items: center;"> <div style="border: 1px solid black; border-radius: 50%; padding: 10px; text-align: center; margin-right: 10px;"> OIP MAR 09 2004 PTO TRADEMARK OFFICE 653 </div> <div> INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary) </div> </div>		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;">Docket Number (Optional) 18680-250050</td> <td style="width:50%;">Application No. 09/853,566</td> </tr> <tr> <td colspan="2">Applicant PHILIP T. DAVIS</td> </tr> <tr> <td>Filing Date MAY 10, 2001</td> <td>Group Art Unit 3712</td> </tr> </table>		Docket Number (Optional) 18680-250050	Application No. 09/853,566	Applicant PHILIP T. DAVIS		Filing Date MAY 10, 2001	Group Art Unit 3712
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U.S. PATENT DOCUMENTS												
EXAMINER INITIAL	DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
RP	4	7	5	2	8	7	7	06/21/88	Roberts et al.			
RP	4	8	3	9	8	0	4	06/13/89	Roberts et al.			
RP	5	7	0	4	0	4	5	12/30/97	King et al.			
RP	5	7	5	2	2	3	6	05/12/98	Sexton et al.			
RP	5	8	0	2	5	0	0	09/01/98	Ryan et al.			
RP	5	8	4	4	5	9	6	12/01/98	Goodman			
RP	5	9	0	7	8	2	8	05/25/99	Meyer et al.			
RP	5	9	2	6	7	9	2	07/20/99	Koppes et al.			
RP	5	9	6	6	6	9	3	10/12/99	Burgess			
RP	5	9	8	7	4	3	0	11/16/99	Van Horne et al.			
RP	5	9	9	9	9	1	7	12/07/99	Facciani et al.			
RP	6	0	2	6	3	6	4	02/15/00	Whitworth			
RP	6	0	5	8	3	7	6	05/02/00	Crockett			

FOREIGN PATENT DOCUMENTS													
	DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLAS S	Translation	
												Yes	No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	

EXAMINER <i>Reche & Pnt</i>	DATE CONSIDERED <i>2/17/00</i>
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.



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MAR 12 2004

GROUP 3600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT
18680-250050

3712
3626

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3-19-04
CW

In re application of:
PHILIP T. DAVIS

Group No.: 3712

Serial No.: 09/853,566

Examiner: UNKNOWN

Filed: MAY 10, 2001

For: SURVIVOR'S BENEFIT PLAN

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Mail Stop DD
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

1. ☒ The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. §1.97(b).
2. ☐ The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in §1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but *before* the mailing date of either:
 - (1) a final action under §1.113 or
 - (2) a notice of allowance under §1.311, whichever occurs first.

MAR 17 2004

CERTIFICATION OR FEE

A. Included with this transmittal is:

- i. ☐ a certification (set forth below) in accordance with 37 C.F.R. §1.97(e). (If for any reason the certificate set forth below should be unsatisfactory, the Commissioner is provisionally authorized to charge the \$240 fee (37 C.F.R. §1.17(p)) to Deposit Account No. 16-1805. A copy of this sheet is enclosed.)

OR

- ii. ☐ the attached fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00).

3. ☐ The information disclosure statement transmitted herewith is being filed *after* a final action under §1.113 or a notice of allowance under §1.311, whichever occurs first, but before, or simultaneously with the payment of the issue fee.

CERTIFICATION, PETITION AND FEE

A. In accordance with the requirements of 37 C.F.R. §1.97(d):

- i. Set forth below is a certification as specified in 37 C.F.R. §1.97(e).
- ii. Applicant hereby petitions for the consideration of the accompanying information disclosure statement. 37 C.F.R. §1.97(d)(ii).
- iii. Applicant submits the petition fee set forth in §1.17(i)(1). (\$180.00).

CERTIFICATION

(Required if 2Ai or 3 above is marked)

4. I, the person signing below, certify

- ☐ that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

- ☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

5. ☒ If it should be determined that for any reason either an insufficient or an excessive fee has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 16-1805. A copy of this petition is enclosed.

Respectfully submitted,

PILLSBURY WINTHROP LLP

Dated: March 5, 2004

By: 

Keyvan Davoudian

Registration No. 47,520

Attorney for Applicant(s)

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop DD, Commissioner for Patents, P. O. Box 1450, Alexandria VA 22313-1450, on March 5, 2004.

By: 

Keyvan Davoudian, Reg. No. 47,520